

## Privileged Settlement Communication

## Subject to Revision / Correction

| Plaintiff                          | Pay Period |            | No. Weeks in Pay Period | Hours Per Week in Period | No. of SOH Days Per Wk in Period | Calc. Regular Rate of Pay | Calc. OT Rate of Pay | Minimum Wage Rate | Minimum Overtime (OT) | Lawful Weekly Pay | "Credited" Weekly Pay | Underpayment Per Week | Unpaid Wages & OT | Liq. Damages on Wages & OT |
|------------------------------------|------------|------------|-------------------------|--------------------------|----------------------------------|---------------------------|----------------------|-------------------|-----------------------|-------------------|-----------------------|-----------------------|-------------------|----------------------------|
|                                    | From       | To         |                         |                          |                                  |                           |                      |                   |                       |                   |                       |                       |                   |                            |
| <b>Christian Morales</b>           | 12/15/2014 | 12/30/2014 | 2                       | 34.5                     | 0                                | \$ 5.65                   | \$ 8.48              | \$ 8.00           | \$ 12.00              | \$ 276.00         | \$ 194.93             | \$ 81.08              | \$ 162.15         | \$ 324.30                  |
|                                    | 12/31/2014 | 2/15/2015  | 7                       | 34.5                     | 0                                | \$ 5.65                   | \$ 8.48              | \$ 8.75           | \$ 13.13              | \$ 301.88         | \$ 194.93             | \$ 106.95             | \$ 748.65         | \$ 1,497.30                |
|                                    |            |            |                         |                          |                                  |                           |                      |                   |                       |                   |                       |                       | \$ 910.80         | \$ 1,821.60                |
| <b>Marco Antonio Perez</b>         | 12/15/2013 | 12/30/2013 | 2                       | 60                       | 3                                | \$ 10.00                  | \$ 15.00             | \$ 7.25           | \$ 10.88              | \$ 700.00         | \$ 400.00             | \$ 300.00             | \$ 600.00         | \$ 1,200.00                |
|                                    | 12/31/2013 | 12/30/2014 | 52                      | 60                       | 3                                | \$ 10.00                  | \$ 15.00             | \$ 8.00           | \$ 12.00              | \$ 700.00         | \$ 400.00             | \$ 300.00             | \$ 15,600.00      | \$ 31,200.00               |
|                                    | 12/31/2014 | 2/13/2015  | 6                       | 60                       | 3                                | \$ 10.00                  | \$ 15.00             | \$ 8.75           | \$ 13.13              | \$ 700.00         | \$ 400.00             | \$ 300.00             | \$ 1,800.00       | \$ 3,600.00                |
|                                    |            |            |                         |                          |                                  |                           |                      |                   |                       |                   |                       |                       | \$ 18,000.00      | \$ 36,000.00               |
| <b>Noe Mendieta</b>                | 5/25/2013  | 12/30/2013 | 31                      | 61.5                     | 3                                | \$ 12.00                  | \$ 18.00             | \$ 7.25           | \$ 10.88              | \$ 867.00         | \$ 738.00             | \$ 129.00             | \$ 3,999.00       | \$ 7,998.00                |
|                                    | 12/31/2013 | 12/30/2014 | 52                      | 61.5                     | 3                                | \$ 12.00                  | \$ 18.00             | \$ 8.00           | \$ 12.00              | \$ 867.00         | \$ 738.00             | \$ 129.00             | \$ 6,708.00       | \$ 13,416.00               |
|                                    | 12/31/2014 | 2/26/2015  | 8                       | 61.5                     | 3                                | \$ 12.00                  | \$ 18.00             | \$ 8.75           | \$ 13.13              | \$ 867.00         | \$ 738.00             | \$ 129.00             | \$ 1,032.00       | \$ 2,064.00                |
|                                    | 2/27/2015  | 7/3/2015   | 18                      | 61.5                     | 3                                | \$ 12.00                  | \$ 18.00             | \$ 8.75           | \$ 13.13              | \$ 867.00         | \$ 738.00             | \$ 129.00             | \$ 2,322.00       | \$ 4,644.00                |
|                                    |            |            |                         |                          |                                  |                           |                      |                   |                       |                   |                       |                       | \$ 14,061.00      | \$ 28,122.00               |
| <b>Edgar Mota</b>                  | 9/15/2012  | 8/17/2013  | 48                      | 78                       | 6                                | \$ 5.00                   | \$ 7.50              | \$ 7.25           | \$ 10.88              | \$ 703.25         | \$ 390.00             | \$ 313.25             | \$ 15,036.00      | \$ 15,036.00               |
|                                    | 8/18/2013  | 12/30/2013 | 19                      | 78                       | 6                                | \$ 5.00                   | \$ 7.50              | \$ 7.25           | \$ 10.88              | \$ 703.25         | \$ 390.00             | \$ 313.25             | \$ 5,951.75       | \$ 11,903.50               |
|                                    | 12/31/2013 | 12/14/2014 | 50                      | 78                       | 6                                | \$ 5.00                   | \$ 7.50              | \$ 8.00           | \$ 12.00              | \$ 776.00         | \$ 390.00             | \$ 386.00             | \$ 19,300.00      | \$ 38,600.00               |
|                                    | 12/15/2014 | 12/30/2014 | 2                       | 40                       | 0                                | \$ 5.65                   | \$ 8.48              | \$ 8.00           | \$ 12.00              | \$ 320.00         | \$ 226.00             | \$ 94.00              | \$ 188.00         | \$ 376.00                  |
|                                    | 12/31/2014 | 2/26/2015  | 8                       | 40                       | 0                                | \$ 5.65                   | \$ 8.48              | \$ 8.75           | \$ 13.13              | \$ 350.00         | \$ 226.00             | \$ 124.00             | \$ 992.00         | \$ 1,984.00                |
|                                    | 2/27/2015  | 12/30/2015 | 44                      | 40                       | 0                                | \$ 5.65                   | \$ 8.48              | \$ 8.75           | \$ 13.13              | \$ 350.00         | \$ 226.00             | \$ 124.00             | \$ 5,456.00       | \$ 10,912.00               |
|                                    | 12/31/2015 | 5/26/2016  | 21                      | 40                       | 0                                | \$ 5.65                   | \$ 8.48              | \$ 9.00           | \$ 13.50              | \$ 360.00         | \$ 226.00             | \$ 134.00             | \$ 2,814.00       | \$ 5,628.00                |
|                                    |            |            |                         |                          |                                  |                           |                      |                   |                       |                   |                       |                       | \$ 49,737.75      | \$ 84,439.50               |
| <b>Juan Carlos Bautista</b>        | 9/15/2013  | 12/30/2013 | 15                      | 82                       | 6                                | \$ 5.65                   | \$ 8.48              | \$ 7.25           | \$ 10.88              | \$ 746.75         | \$ 463.30             | \$ 283.45             | \$ 4,251.75       | \$ 8,503.50                |
|                                    | 12/31/2013 | 12/14/2014 | 50                      | 82                       | 6                                | \$ 5.65                   | \$ 8.48              | \$ 8.00           | \$ 12.00              | \$ 824.00         | \$ 463.30             | \$ 360.70             | \$ 18,035.00      | \$ 36,070.00               |
|                                    | 12/15/2014 | 12/30/2014 | 2                       | 82                       | 6                                | \$ 5.65                   | \$ 8.48              | \$ 8.00           | \$ 12.00              | \$ 824.00         | \$ 463.30             | \$ 360.70             | \$ 721.40         | \$ 1,442.80                |
|                                    | 12/31/2014 | 2/26/2015  | 8                       | 60                       | 5                                | \$ 5.65                   | \$ 8.48              | \$ 8.75           | \$ 13.13              | \$ 612.50         | \$ 339.00             | \$ 273.50             | \$ 2,188.00       | \$ 4,376.00                |
|                                    | 2/27/2015  | 12/30/2015 | 44                      | 60                       | 5                                | \$ 5.65                   | \$ 8.48              | \$ 8.75           | \$ 13.13              | \$ 612.50         | \$ 339.00             | \$ 273.50             | \$ 12,034.00      | \$ 24,068.00               |
|                                    | 12/31/2015 | 2/14/2016  | 6                       | 60                       | 5                                | \$ 5.65                   | \$ 8.48              | \$ 9.00           | \$ 13.50              | \$ 630.00         | \$ 339.00             | \$ 291.00             | \$ 1,746.00       | \$ 3,492.00                |
|                                    | 2/15/2016  | 5/26/2016  | 21                      | 36                       | 0                                | \$ 8.75                   | \$ 13.13             | \$ 9.00           | \$ 13.50              | \$ 324.00         | \$ 315.00             | \$ 9.00               | \$ 189.00         | \$ 378.00                  |
|                                    |            |            |                         |                          |                                  |                           |                      |                   |                       |                   |                       |                       | \$ 39,165.15      | \$ 78,330.30               |
| <b>Abel Pimental</b>               | 1/7/2015   | 12/30/2015 | 51                      | 40                       | 0                                | \$ 5.65                   | \$ 8.48              | \$ 8.75           | \$ 13.13              | \$ 350.00         | \$ 226.00             | \$ 124.00             | \$ 6,324.00       | \$ 12,648.00               |
|                                    | 12/31/2015 | 1/20/2016  | 3                       | 40                       | 0                                | \$ 5.65                   | \$ 8.48              | \$ 9.00           | \$ 13.50              | \$ 360.00         | \$ 226.00             | \$ 134.00             | \$ 402.00         | \$ 804.00                  |
|                                    |            |            |                         |                          |                                  |                           |                      |                   |                       |                   |                       |                       | \$ 6,726.00       | \$ 13,452.00               |
| <b>Alejandro Hernandez Angeles</b> | 1/1/2015   | 2/26/2015  | 8                       | 38                       | 0                                | \$ 5.65                   | \$ 8.48              | \$ 8.75           | \$ 13.13              | \$ 332.50         | \$ 214.70             | \$ 117.80             | \$ 942.40         | \$ 1,884.80                |
|                                    | 2/27/2015  | 12/30/2015 | 44                      | 38                       | 0                                | \$ 5.65                   | \$ 8.48              | \$ 8.75           | \$ 13.13              | \$ 332.50         | \$ 214.70             | \$ 117.80             | \$ 5,183.20       | \$ 10,366.40               |
|                                    | 12/31/2015 | 1/20/2016  | 3                       | 38                       | 0                                | \$ 5.65                   | \$ 8.48              | \$ 8.75           | \$ 13.13              | \$ 332.50         | \$ 214.70             | \$ 117.80             | \$ 353.40         | \$ 706.80                  |
|                                    |            |            |                         |                          |                                  |                           |                      |                   |                       |                   |                       |                       | \$ 6,479.00       | \$ 12,958.00               |
| <b>Antony Mejia</b>                | 3/15/2015  | 12/30/2015 | 41                      | 44                       | 0                                | \$ 5.65                   | \$ 8.48              | \$ 8.75           | \$ 13.13              | \$ 402.50         | \$ 248.60             | \$ 153.90             | \$ 6,309.90       | \$ 12,619.80               |
|                                    | 12/31/2015 | 1/20/2016  | 3                       | 44                       | 0                                | \$ 5.65                   | \$ 8.48              | \$ 9.00           | \$ 13.50              | \$ 414.00         | \$ 248.60             | \$ 165.40             | \$ 496.20         | \$ 992.40                  |
|                                    |            |            |                         |                          |                                  |                           |                      |                   |                       |                   |                       |                       | \$ 6,806.10       | \$ 13,612.20               |
| <b>Elfego Hernandez Gomez</b>      | 12/15/2014 | 12/30/2014 | 2                       | 37                       | 0                                | \$ 5.65                   | \$ 8.48              | \$ 8.00           | \$ 12.00              | \$ 296.00         | \$ 209.05             | \$ 86.95              | \$ 173.90         | \$ 347.80                  |
|                                    | 12/31/2014 | 2/26/2015  | 8                       | 37                       | 0                                | \$ 5.65                   | \$ 8.48              | \$ 8.75           | \$ 13.13              | \$ 323.75         | \$ 209.05             | \$ 114.70             | \$ 917.60         | \$ 1,835.20                |
|                                    | 2/27/2015  | 12/11/2015 | 41                      | 37                       | 0                                | \$ 5.65                   | \$ 8.48              | \$ 8.75           | \$ 13.13              | \$ 323.75         | \$ 209.05             | \$ 114.70             | \$ 4,702.70       | \$ 9,405.40                |
|                                    |            |            |                         |                          |                                  |                           |                      |                   |                       |                   |                       |                       | \$ 5,794.20       | \$ 11,588.40               |
| <b>Gerardo Diaz Reyes</b>          | 8/15/2011  | 5/14/2012  | 39                      | 65                       | 5                                | \$ 8.75                   | \$ 13.13             | \$ 7.25           | \$ 10.88              | \$ 678.13         | \$ 568.75             | \$ 109.38             | \$ 4,265.63       | \$ 4,265.63                |
|                                    | 5/15/2012  | 8/17/2013  | 66                      | 65                       | 5                                | \$ 9.75                   | \$ 14.63             | \$ 7.25           | \$ 10.88              | \$ 755.63         | \$ 633.75             | \$ 121.88             | \$ 8,043.75       | \$ 8,043.75                |
|                                    | 8/18/2013  | 10/14/2013 | 8                       | 65                       | 5                                | \$ 9.75                   | \$ 14.63             | \$ 7.25           | \$ 10.88              | \$ 755.63         | \$ 633.75             | \$ 121.88             | \$ 975.00         | \$ 1,950.00                |
|                                    | 10/15/2013 | 12/30/2013 | 11                      | 65                       | 5                                | \$ 9.75                   | \$ 14.63             | \$ 7.25           | \$ 10.88              | \$ 755.63         | \$ 633.75             | \$ 121.88             | \$ 1,340.63       | \$ 2,681.25                |
|                                    | 12/31/2013 | 3/14/2014  | 10                      | 65                       | 5                                | \$ 9.75                   | \$ 14.63             | \$ 8.00           | \$ 12.00              | \$ 755.63         | \$ 633.75             | \$ 121.88</           |                   |                            |

# Privileged Settlement Communication

## Subject to Revision / Correction

<sup>1</sup> This chart is based upon preliminary information and the expected testimony of Plaintiffs.

2 Plaintiffs reserve the right to correct or amend this chart

3 This Chart was prepared without the benefit of discovery, or the benefit of Defendants' required wage and hour records under the FLSA and NYLL.

## Privileged Settlement Communication

## Subject to Revision / Correction

| Plaintiff                   | Pay Period<br>From To |            | Unpaid Spread of<br>Hours (SOH) Pay | Liq. Damages on<br>unpaid SOH | Annual Wage<br>Notice | Weekly Wage<br>Statement | Tools of the Trade | Total Per<br>Period |        |            |
|-----------------------------|-----------------------|------------|-------------------------------------|-------------------------------|-----------------------|--------------------------|--------------------|---------------------|--------|------------|
| Christian Morales           | 12/15/2014            | 12/30/2014 | \$ -                                | \$ -                          | \$ 100.00             | \$ 200.00                | \$ 460.00          | \$ 1,246.45         |        |            |
|                             | 12/31/2014            | 2/15/2015  | \$ -                                | \$ -                          | \$ 350.00             | \$ 700.00                |                    | \$ 3,295.95         |        |            |
|                             |                       |            | \$ -                                | \$ -                          | \$ 450.00             | \$ 900.00                | \$ 460.00          | \$ 4,542.40         | 0.54%  |            |
| Marco Antonio Perez         | 12/15/2013            | 12/30/2013 | \$ 43.50                            | \$ 43.50                      | \$ 2,500.00           | \$ 2,500.00              |                    | \$ 6,887.00         |        |            |
|                             | 12/31/2013            | 12/30/2014 | \$ 1,248.00                         | \$ 1,248.00                   |                       |                          |                    | \$ 49,296.00        |        |            |
|                             | 12/31/2014            | 2/13/2015  | \$ 157.50                           | \$ 157.50                     |                       |                          |                    | \$ 5,715.00         |        |            |
|                             |                       |            | \$ 1,449.00                         | \$ 1,449.00                   | \$ 2,500.00           | \$ 2,500.00              | \$ -               | \$ 61,898.00        |        |            |
| Noe Mendieta                | 5/25/2013             | 12/30/2013 | \$ 674.25                           | \$ 674.25                     | \$ 5,000.00           | \$ 5,000.00              |                    | \$ 23,345.50        |        |            |
|                             | 12/31/2013            | 12/30/2014 | \$ 1,248.00                         | \$ 1,248.00                   |                       |                          |                    | \$ 22,620.00        |        |            |
|                             | 12/31/2014            | 2/26/2015  | \$ 210.00                           | \$ 210.00                     |                       |                          |                    | \$ 3,516.00         |        |            |
|                             | 2/27/2015             | 7/3/2015   | \$ 472.50                           | \$ 472.50                     |                       |                          |                    | \$ 7,911.00         |        |            |
|                             |                       |            | \$ 2,604.75                         | \$ 2,604.75                   | \$ 5,000.00           | \$ 5,000.00              | \$ -               | \$ 57,392.50        |        |            |
| Edgar Mota                  | 9/15/2012             | 8/17/2013  | \$ 2,088.00                         | \$ 2,088.00                   | \$ 5,000.00           | \$ 5,000.00              | \$ 2,944.00        | \$ 47,192.00        |        |            |
|                             | 8/18/2013             | 12/30/2013 | \$ 826.50                           | \$ 826.50                     |                       |                          |                    | \$ 19,508.25        |        |            |
|                             | 12/31/2013            | 12/14/2014 | \$ 2,400.00                         | \$ 2,400.00                   |                       |                          |                    | \$ 62,700.00        |        |            |
|                             | 12/15/2014            | 12/30/2014 | \$ -                                | \$ -                          |                       |                          |                    | \$ 564.00           |        |            |
|                             | 12/31/2014            | 2/26/2015  | \$ -                                | \$ -                          |                       |                          |                    | \$ 2,976.00         |        |            |
|                             | 2/27/2015             | 12/30/2015 | \$ -                                | \$ -                          |                       |                          |                    | \$ 16,368.00        |        |            |
|                             | 12/31/2015            | 5/26/2016  | \$ -                                | \$ -                          |                       |                          |                    | \$ 8,442.00         |        |            |
|                             |                       |            | \$ 5,314.50                         | \$ 5,314.50                   | \$ 5,000.00           | \$ 5,000.00              | \$ 2,944.00        | \$ 157,750.25       |        |            |
| Juan Carlos Bautista        | 9/15/2013             | 12/30/2013 | \$ 652.50                           | \$ 652.50                     | \$ 5,000.00           | \$ 5,000.00              | \$ 1,670.00        | \$ 25,730.25        |        |            |
|                             | 12/31/2013            | 12/14/2014 | \$ 2,400.00                         | \$ 2,400.00                   |                       |                          |                    | \$ 58,905.00        |        |            |
|                             | 12/15/2014            | 12/30/2014 | \$ 96.00                            | \$ 96.00                      |                       |                          |                    | \$ 2,356.20         |        |            |
|                             | 12/31/2014            | 2/26/2015  | \$ 350.00                           | \$ 350.00                     |                       |                          |                    | \$ 7,264.00         |        |            |
|                             | 2/27/2015             | 12/30/2015 | \$ 1,925.00                         | \$ 1,925.00                   |                       |                          |                    | \$ 39,952.00        |        |            |
|                             | 12/31/2015            | 2/14/2016  | \$ 270.00                           | \$ 270.00                     |                       |                          |                    | \$ 5,778.00         |        |            |
|                             | 2/15/2016             | 5/26/2016  | \$ -                                | \$ -                          |                       |                          |                    | \$ 567.00           |        |            |
|                             |                       |            | \$ 5,693.50                         | \$ 5,693.50                   | \$ 5,000.00           | \$ 5,000.00              | \$ 1,670.00        | \$ 140,552.45       |        |            |
| Abel Pimental               | 1/7/2015              | 12/30/2015 | \$ -                                | \$ -                          |                       |                          |                    | \$ 18,972.00        |        |            |
|                             | 12/31/2015            | 1/20/2016  | \$ -                                | \$ -                          |                       |                          |                    | \$ 1,206.00         |        |            |
|                             |                       |            | \$ -                                | \$ -                          | \$ -                  | \$ -                     | \$ -               | \$ 20,178.00        | 2.42%  |            |
| Alejandro Hernandez Angeles | 1/1/2015              | 2/26/2015  | \$ -                                | \$ -                          | \$ 5,000.00           | \$ 5,000.00              | \$ 1,195.00        | \$ 14,022.20        |        |            |
|                             | 2/27/2015             | 12/30/2015 | \$ -                                | \$ -                          |                       |                          |                    | \$ 15,549.60        |        |            |
|                             | 12/31/2015            | 1/20/2016  | \$ -                                | \$ -                          |                       |                          |                    | \$ 1,060.20         |        |            |
|                             |                       |            | \$ -                                | \$ -                          | \$ 5,000.00           | \$ 5,000.00              | \$ 1,195.00        | \$ 30,632.00        | 3.67%  |            |
| Antony Mejia                | 3/15/2015             | 12/30/2015 | \$ -                                | \$ -                          | \$ 5,000.00           | \$ 5,000.00              | \$ 1,345.00        | \$ 30,274.70        |        |            |
|                             | 12/31/2015            | 1/20/2016  | \$ -                                | \$ -                          |                       |                          |                    | \$ 1,488.60         |        |            |
|                             |                       |            | \$ -                                | \$ -                          | \$ 5,000.00           | \$ 5,000.00              | \$ 1,345.00        | \$ 31,763.30        |        |            |
| Elfego Hernandez Gomez      | 12/15/2014            | 12/30/2014 | \$ -                                | \$ -                          | \$ 5,000.00           | \$ 5,000.00              | \$ 488.00          | \$ 11,009.70        |        |            |
|                             | 12/31/2014            | 2/26/2015  | \$ -                                | \$ -                          |                       |                          |                    | \$ 2,752.80         |        |            |
|                             | 2/27/2015             | 12/11/2015 | \$ -                                | \$ -                          |                       |                          |                    | \$ 14,108.10        |        |            |
|                             |                       |            | \$ -                                | \$ -                          | \$ 5,000.00           | \$ 5,000.00              | \$ 488.00          | \$ 27,870.60        | 3.34%  |            |
| Gerardo Diaz Reyes          | 8/15/2011             | 5/14/2012  | \$ 1,413.75                         | \$ 353.44                     | \$ 5,000.00           | \$ 5,000.00              |                    | \$ 20,298.44        |        |            |
|                             | 5/15/2012             | 8/17/2013  | \$ 2,392.50                         | \$ 598.13                     |                       |                          |                    | \$ 19,078.13        |        |            |
|                             | 8/18/2013             | 10/14/2013 | \$ 290.00                           | \$ 290.00                     |                       |                          |                    | \$ 3,505.00         |        |            |
|                             | 10/15/2013            | 12/30/2013 | \$ 398.75                           | \$ 398.75                     |                       |                          |                    | \$ 4,819.38         |        |            |
|                             | 12/31/2013            | 3/14/2014  | \$ 400.00                           | \$ 400.00                     |                       |                          |                    | \$ 4,456.25         |        |            |
|                             | 3/15/2014             | 12/30/2014 | \$ 1,640.00                         | \$ 1,640.00                   |                       |                          |                    | \$ 15,272.50        |        |            |
|                             | 12/31/2014            | 2/26/2015  | \$ 350.00                           | \$ 350.00                     |                       |                          |                    | \$ 3,040.00         |        |            |
|                             | 2/27/2015             | 12/10/2015 | \$ 1,793.75                         | \$ 1,793.75                   |                       |                          |                    | \$ 15,580.00        |        |            |
|                             |                       |            | \$ 8,678.75                         | \$ 5,824.06                   | \$ 5,000.00           | \$ 5,000.00              | \$ -               | \$ 86,049.69        | 10.30% | 8625.68649 |

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Subject to Revision / Correction